



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q62116

Guenter STEINDL

Appln. No.: 09/776,715

Group Art Unit: 2141

Confirmation No.: 2378

Examiner: Joseph D. SHAW

Filed: February 06, 2001

For: ACTIVE PUBLISHING METHOD AND SYSTEM

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

ATTN: MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REMARKS

Applicant offers the following comments in response to the Examiner's Statement of Reasons for Allowance set forth on page 2 of the Notice of Allowability dated January 13, 2005. Even though the application includes three independent formulations of the invention, the Reasons for Allowance paraphrase only independent claim 1. Accordingly, while the Statement appears to be an accurate statement of reasons for allowing independent claim 1, the Statement is deficient by failing to acknowledge that independent claims 6 and 7 were allowed for independent reasons.

Further, Applicant does not admit to the characterization of the teachings of U.S. Patent 6,360,277 to Ruckely et al. or U.S. Patent 5,351,243 to Kalkunte et al. set forth on pages 2-3 of the Statement.

Finally, Patent Office personnel is requested to note that the present submission does not adversely affect the patent term adjustment accrued by the Applicant to date. As emphasized in the "Clarification of 37 C.F.R. §1.704(c)(10) – Reduction of Patent Term Adjustment for Certain Types of Papers Filed After a Notice of Allowance Has Been Mailed," 1247OG111 (6/26/01), "a response to the examiner's reasons for allowance" is an example of a paper that does "not cause substantial interference and delay in the patent issue process" and is "not considered a 'failure to engage in reasonable efforts' to conclude processing or examination of the application." Therefore, the Applicant remains entitled to the full patent term adjustment of 744 days set forth on page 3 of the Notice of Allowance dated January 13, 2005.

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WASHINGTON OFFICE

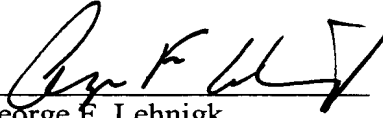
23373

CUSTOMER NUMBER

GFL/plr

Date: March 31, 2005

Respectfully submitted,


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